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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
MARTIN LEE SIMON,)
)
Defendant.)

No. CR 07-0335 SI

**PETITION FOR WRIT OF HABEAS
CORPUS AD PROSEQUENDUM**

To the Honorable Susan Illston, United States District Judge for the Northern District of California:

The United States respectfully petitions the Court to issue a Writ of Habeas Corpus Ad Prosequendum for the prisoner Martin Lee Simon. The prisoner is required to appear in the above-referenced matter FORTHWITH for his initial appearance before the duty magistrate judge in the above-referenced case. His place of custody and jailor are set forth in the following

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PETITION FOR WRIT OF HABEAS CORPUS AD PROSEQUENDUM, CR 07-0335 SI

1 writ.

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3 DATED: May 31, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS
5 United States Attorney

6
7 /s
8 ANDREW P. CAPUTO
9 Assistant United States Attorney

10 **[PROPOSED] ORDER**

11 IT IS SO ORDERED.

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13 DATED:

14 HON. SUSAN ILLSTON
15 United States District Judge
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THE PRESIDENT OF THE UNITED STATES OF AMERICA

To: Federico Rocha, United States Marshal for the Northern District of California; any of his authorized deputies; and the Jailor or Warden of San Quentin Prison:

GREETINGS

The prisoner, Martin Lee Simon, CDC # T096617, is in custody in the above-referenced institution. He is required to appear as soon as possible on criminal charges now pending against him in the United States District Court for the Northern District of California, 450 Golden Gate Avenue, San Francisco, California 94102. Accordingly,

WE COMMAND that you produce the prisoner before the duty magistrate judge of the Northern District of California FORTHWITH. You shall bring him before the duty magistrate judge, 15th Floor, as soon as possible. You shall produce the prisoner at all times necessary until the termination of the proceedings in this Court. Immediately thereafter, you shall return the prisoner to the above-referenced institution, or abide by whatever further order the Court may make concerning his custody.

WE FURTHER COMMAND that if the prisoner is to be released from custody in the above-referenced institution, the prisoner be IMMEDIATELY delivered to the United States Marshal or any of his authorized deputies pursuant to this writ.

WITNESS the Honorable Susan Illston, United States District Judge for the Northern District of California.

DATED:

CLERK
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DEPUTY CLERK